

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of :
ACHENBACH, PATRICK : Group Art Unit: 3743
Serial No. 10/529,123 : Examiner: GRAVINI, STEPHEN
Filed: Oct. 13, 2005 :

For: DEHUMIDIFYING OF AIR WITHIN SWITCH CABINET FOR A WIND TURBINE BY MEANS OF PELTIER ELEMENT

Mail Stop AF
Commissioner For Patents
P.O. Box 1450
Alexandria, VA 22313-1450

NOTICE OF APPEAL

This letter transmits a Notice of Appeal under 37 CFR §41.31(a)(1) for application Ser Serial No. 10/529,123 in response to a final rejection Office Action dated October 27, 2010 and Advisory Action dated January 10, 2011. Applicant respectfully submits the following remarks.

It is believed that no fees or charges are applicable to the filing of this paper (See Remarks). However, if necessary, the Commissioner is hereby authorized in this, concurrent and future replies, to charge payment or credit any overpayment to Deposit Account 070849 for any additional fees or increased fees required under 37 C.F.R. §§1.16, 1.17, or 41 C.F.R. §41.20, particularly extension of time fees.

REMARKS

The present application, Ser. 10/529,123 was initially filed with the USPTO on March 24, 2005 as a National Phase Application No. PCT/EP2003/010674, claiming priority of German Patent Application No. 102 45 103.6, filed September 27, 2002. The present application claims priority from both applications.

The present application includes Claims 13-28. Claims 13-28 have been twice rejected in Office Actions of June 9, 2010 and October 27, 2010. Applicant hereby respectfully transmits notice of appeal under 37 CFR §41.31(a)(1) of Claims 13-28 of the present application. This application was the subject of a Notice of Appeal filed July 7, 2009 and an Appeal Brief filed September 8, 2009. Prosecution was reopened by the Office on November 24, 2009.

It is believed that no fees or charges other than those specifically authorized within this letter are applicable to the filing of this Notice of Appeal as a fee for Notice of Appeal was previously paid in conjunction with the filing on July 7, 2009 of the Appeal Brief for which the Office reopened prosecution. However, if any fees or increased fees associated with the present Notice of Appeal are required, the Commissioner is hereby authorized in this, concurrent and future replies, to charge payment or credit any overpayment to Deposit Account 070849.

Should any questions arise with respect to this petition, please contact the undersigned at the phone number listed below.

Respectfully submitted,

January 26, 2011

/Edward J. Smith/
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